

## 2005 DRAFTING REQUEST

### Bill

Received: 06/01/2005

Received By: pgrant

Wanted: As time permits

Identical to LRB:

For: Sody Pope-Roberts (608) 266-3520

By/Representing: Lori Youngerman

This file may be shown to any legislator: NO

Drafter: pgrant

May Contact:

Addl. Drafters:

Subject: Education - miscellaneous

Extra Copies: MJL

Submit via email: YES

Requester's email: Rep.PopeRoberts@legis.state.wi.us

Carbon copy (CC:) to:

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### Pre Topic:

No specific pre topic given

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### Topic:

Ban use of mercury in schools

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### Instructions:

See Attached

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### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pgrant 06/01/2005	kfollett 06/28/2005		_____			S&L
/1			jfrantze 06/29/2005	_____	sbasford 06/29/2005	mbarman 06/29/2005	

FE Sent For:

<END>

AX 11/10/05

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/?	pgrant	1/15f 6/28	6/29	6/29			

FE Sent For:

**<END>**

6/1/55

Lin

Pipe Robert

have money in school  
see MI law

165

1. 10. 1900

## Grant, Peter

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**From:** Youngman, Lori  
**Sent:** Wednesday, June 01, 2005 2:05 PM  
**To:** Grant, Peter  
**Subject:** Mercury products in schools

Peter,

Here is the Michigan law Rep. Pope-Roberts would like to model her legislation after. Like the Michigan law she would like to have it apply to private schools and have the same 3 year window for schools to comply.

**380.1274b Purchase, storage, or use of free flowing elemental mercury or instrument that contains mercury; restrictions; absence of mercury-free alternative for instrument; disposal of mercury and instruments containing mercury.**

Sec. 1274b.

(1) Except as otherwise provided in subsection (2), the board of a school district, local act school district, or intermediate school district; governing board of a nonpublic school; or board of directors of a public school academy shall ensure that after December 31, 2004 the school district, intermediate school district, nonpublic school, or public school academy does not purchase, store, or use free flowing elemental mercury for any experiment, display, or other purpose and does not purchase, store, or use an instrument that contains mercury, including, but not limited to, a thermometer, barometer, or sphygmomanometer, or manometer containing mercury.

(2) After December 31, 2004, if no reasonably acceptable, mercury-free alternative exists for an instrument used by the school district, intermediate school district, nonpublic school, or public school academy, then the school district, intermediate school district, nonpublic school, or public school academy may use the instrument that contains the lowest mercury content available on the market.

(3) The board of a school district, local act school district, or intermediate school district; governing board of a nonpublic school; or board of directors of a public school academy shall ensure that the school district, intermediate school district, nonpublic school, or public school academy disposes of mercury and instruments containing mercury in accordance with applicable state and federal law.

**History:** Add. 2000, Act 376, Imd. Eff. Jan. 2, 2001

**Popular Name:** Act 451

Lori Youngman  
Office of State Rep. Sindy Pope-Roberts  
209 North, State Capitol  
608-266-3520

2005

Date (time)  
needed

do 129

LRB - 3130 / 1

PK : kjf :

# BILL

Use the appropriate components and routines developed for bills.

Gen

AN ACT . . . [generate catalog] *to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . .* of the statutes; relating to: *the purchase, storage, or use of mercury by schools*

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

## Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: . . . . . create → anal: → title: → head

For the subheading, execute: . . . . . create → anal: → title: → sub

For the sub-subheading, execute: . . . . . create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: . . . . . create → anal: → text

(attached)

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION #.

## Analysis

Beginning January 1, 2009, this bill prohibits a <sup>public,</sup> public, private, or charter school from purchasing, storing, or using <sup>free</sup> flowing elemental mercury for any purpose, or <sup>free</sup> or from purchasing, storing, or using an instrument containing mercury unless no reasonably acceptable, <sup>mercury-free</sup> mercury-free alternative exists. In the latter case <sup>case</sup> only an instrument that contains the <sup>lowest</sup> lowest mercury content available ~~on the market~~ <sup>may</sup> may be used.

FE - SC

SEC. CR; 118.07 (3)

118.07 (3) Beginning January 1, 2009, no school board, private school, or charter school may do any of the following: ~~if~~

~~(a)~~ Purchase, store, or use free flowing elemental mercury for any purpose, or ~~use~~

~~(b)~~ Purchase, store, or use an instrument that contains

mercury unless

~~(2) If~~ no reasonably acceptable, mercury-free alternative exists, in which case,

the school board, private school, or charter school shall use an instrument ~~containing mercury only if it~~ containing the lowest mercury content available on the market.

(End)



**Emery, Lynn**

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**From:** Youngman, Lori  
**Sent:** Wednesday, June 29, 2005 1:40 PM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB 05-3130/1 Topic: Ban use of mercury in schools

It has been requested by <Youngman, Lori> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-3130/1 Topic: Ban use of mercury in schools